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Attorneys for Defendants
NIKE, INC; NIKE USA, INC. AND
NIKE RETAIL SERVICES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DUSTIN GORMLEY, individually and on
behalf of all others similarly situated,
Plaintiffs,
v.
NIKE, INC., an Oregon corporation,
Defendant.

ERIKA MCCARTNEY, on behalf of herself
and all others similarly situated,
Plaintiff,
v.
NIKE, Inc., an Oregon corporation; and
DOES 2 through 20,
Defendants.

KRISTEN L. HARTMAN, an individual, on
behalf of herself and all others similarly
situated,
Plaintiff,
v.
NIKE USA, INC., an Oregon Corporation;
NIKE RETAIL SERVICES, INC., an Oregon
Corporation, and DOES 1 through 50,
inclusive,
Defendants.

Consolidated Case No. 11-cv-00893-SI

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER RESCHEDULING CERTAIN DATES
AND DEADLINES PENDING SETTLEMENT
CONFERENCE AND FURTHER
SETTLEMENT DISCUSSIONS**

Pursuant to L.R. 6-2, counsel for defendant Nike Retail Services, Inc. (“Nike”) and counsel for plaintiffs Dustin Gormley, Erika McCartney, and Kristen L. Hartman (“Plaintiffs”) (collectively, the “Parties”) stipulate as follows:

WHEREAS, the Parties attended a Case Management Conference on January 24, 2014 during which the Court ordered the Parties, including their clients, to attend a mandatory settlement conference during the last week of February 2014;

WHEREAS, the Parties, including their clients, are now scheduled to attend a settlement conference with Magistrate Judge Kandis Westmore on February 26, 2014;

WHEREAS, the Parties anticipate undertaking serious settlement discussions during that settlement conference, and that those settlement discussions may continue for several days and possibly weeks following that settlement conference;

WHEREAS, the Parties have met and conferred and agree that those settlement discussions would be better facilitated and more likely to result in an eventual settlement if the dates and deadlines associated with the Parties’ experts, dispositive motions, and trial are extended in a manner that accommodates the scheduling limitations of both the Court and the Parties;

NOW, THEREFORE, the Parties stipulate and respectfully request that the Court order as follows:

The current dates and deadlines shall be changed to the modified dates and deadlines, as provided in the chart below:

Event	Current Date/Deadline	Modified Date/Deadline
Last Day for Parties to Designate Opening Experts	March 14, 2014	May 9, 2014
Last Day for Parties to Designate Rebuttal Experts	April 11, 2014	June 6, 2014
Expert Discovery Cutoff	May 9, 2014	June 20, 2014
Last Day for Parties to File Dispositive Motions	March 7, 2014	June 27, 2014

1	Last Day for Parties to File Oppositions to Dispositive Motions	March 21, 2014	July 11, 2014
2			
3	Last Day for Parties to File Replies in Support of Dispositive Motions	March 28, 2014	July 18, 2014
4	Hearing on Dispositive Motions	April 10, 2014	August 1, 2014
5	Pre-Trial Conference	May 13, 2014	September 2, 2014
6	Bench Trial Begins	May 27, 2014	September 15, 2014
7			

8 **IT IS SO STIPULATED.**

9
10 Dated: February 18, 2014

COOLEY LLP
MICHELLE C. DOOLIN
BEATRIZ MEJIA
MATTHEW M. BROWN

13 /s/ Michelle C. Doolin
Michelle C. Doolin

14 Attorneys for Defendants
15 NIKE, INC., NIKE USA, INC., AND NIKE RETAIL
16 SERVICES, INC.

17 Dated: February 18, 2014

HOFFMAN LIBENSON SAUNDERS & BARBA
TIM HOFFMAN
CHAD A. SAUNDERS

19 /s/ Chad A. Saunders
20 Chad A. Saunders

21 Attorneys for Plaintiff
22 DUSTIN GORMLEY

23 Dated: February 18, 2014

PACIFIC JUSTICE CENTER
ROBERT B. HANCOCK
MELVIN B. PEARLSTON

25 /s/ Robert B. Hancock
26 Robert B. Hancock

27 Attorneys for Plaintiff
28 ERIKA MCCARTNEY

1 Dated: February 18, 2014

FINEMAN & ASSOCIATES
NEIL B. FINEMAN

2
3 /s/ Neil B. Fineman
Neil B. Fineman

4 Attorneys for Plaintiff
5 ERIKA MCCARTNEY

6 Dated: February 18, 2014

STONEBARGER LAW, APC
7 GENE J. STONEBARGER
RICHARD D. LAMBERT

8 /s/ Gene J. Stonebarger
9 Gene J. Stonebarger

10 Attorneys for Plaintiff
11 KRISTEN L. HARTMAN

12
13 **FILER'S ATTESTATION**

14 Pursuant to Local Rule 5-1(i)(3), the undersigned attests that all signatories have
15 concurred in the filing of this document.

16
17 Dated: February 18, 2014

COOLEY LLP

18
19 /s/ Matthew M. Brown
Matthew M. Brown

20 Attorneys for Defendants
21 NIKE RETAIL SERVICES, INC.

22 **IT IS SO ORDERED.**

23
24 Dated: 2/19/14



25 The Honorable Susan Illston
26 United States District Judge

27
28 1352950 /SF